

PATENT

Atty. Docket: 203-2368 (2132)**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Charles D. Ray

Serial No.: 09/807,318

Filed: October 6, 2000

Dated: June 26, 2002

For: INTERBODY DEVICE AND METHOD FOR TREATMENT OF
OSTEOPOROTIC VERTEBRAL COLLAPSEAttn: John L. Anderson
Assistant Commissioner for Patents
Washington, DC 20231**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Dear Mr. Anderson:

In response to the "Notification of Missing Requirements" mailed April 29, 2002 in connection with the above-identified application, enclosed please find copies of the following documents filed with the U.S. Patent and Trademark Office under a Certificate of Mailing dated February 22, 2002:

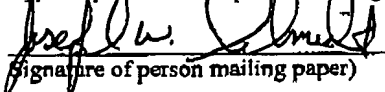
1. Submission of Declaration/Power of Attorney of Non-Provisional Application; and

CERTIFICATION UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service on this date June 26, 2002 in an envelope addressed to: Attn: Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231.

Joseph W. Schmidt

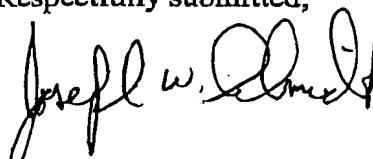
Type or print name of person mailing paper)


Signature of person mailing paper)

2. Combined Declaration and Power of Attorney.

Also enclosed is a copy of the postcard accompanying the documents as stamped receipt acknowledging receipt of same by the PTO. If you have any further questions, please contact the undersigned.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Joseph W. Schmidt". The signature is fluid and cursive, with the first name "Joseph" and last name "Schmidt" being the most legible parts.

Joseph W. Schmidt
Registration No. 36,920
Attorney for Applicant(s)

CARTER, DELUCA, FARRELL & SCHMIDT LLP
445 Broad Hollow Road, Suite 225
Melville, New York 11747
Tel (631) 501-5703
Fax (631) 501-3526

#7

445 Broad Hollow Road
Suite 225
Melville, NY 11747
Phone: (631) 501-5700
Fax: (631) 501-3526

**Carter, DeLuca, Farrell
& Schmidt LLP**

Fax

To:	Exam. John Anderson	From:	Joseph W. Schmidt
Fax:	(703) 305-3230	Date:	July 1, 2002
Phone:		Pages:	11 - pages (incl. Cover)
Re:	U.S. Serial No. 09/807318	CC:	

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

•Comments:

As discussed.

**THE U.S. PATENT AND TRADEMARK OFFICE DATE
STAMP WILL ACKNOWLEDGE RECEIPT OF:**

1. Response to Notification of Missing Requirements ..."
2. Copy of Submission of Declaration/Power of Attorney of
Non-Provisional Application
3. Copy of Declaration and Power of Attorney
4. Copy of postcard receipt stamped by the U.S. PTO
5. Copy of "Notification of Missing Requirements"
6. Return postcard

**All submitted under Certificate of Mailing 37 C.F.R §1.8(a)
dated June 26, 2002**

Applicants: Charles D. Ray

Serial No.: 09/807,318

Filed : October 6, 2000

For : INTERBODY DEVICE AND METHOD FOR TREATMENT ...

Docket No. : 203-2368 (2132)

JWS/mb

PATENT**Atty. Docket: 2132 (203-2368)****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Charles D. Ray

Serial No.: 09/807,918

Filed: October 6, 2000

Dated: February 22, 2002

For: INTERBODY DEVICE AND METHOD FOR
TREATMENT OF OSTEOPOROTIC
VERTEBRAL COLLAPSEAssistant Commissioner for Patents
Washington, DC 20231**SUBMISSION OF DECLARATION/POWER OF ATTORNEY
OF NON-PROVISIONAL APPLICATION**

Sir:

The above application was filed on October 6, 2000 under Express Mail No. EL484184987US and was described and claimed in PCT International Application No. PCT/US98/14146 which was filed on July 9, 1998. The application was filed without the required Declaration/Power of Attorney.

Applicant encloses herewith a properly executed original Declaration and Power of Attorney. Also enclosed is a check for \$130.00 to cover the surcharge associated with the late filing of this document.

CERTIFICATION UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service on this date February 22, 2002 in an envelope addressed to: Attn: Assistant Commissioner for Patents, Washington, D.C. 20231.

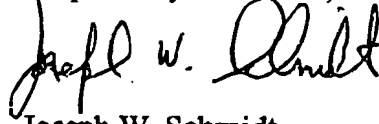
Maureen E. Bitz

Type or print name of person mailing paper)


Signature of person mailing paper)

Any fee deficiency or overpayment may be charged or credited to Deposit Account No. 50-2140, without further authorization. Also, in the event any additional extensions of time are required, please treat this paper as a petition to extend the time as required and charge Deposit Account No. 50-2140. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.

Respectfully submitted,



Joseph W. Schmidt
Registration No. 36,920
Attorney for Applicant(s)

CARTER, DELUCA, FARRELL & SCHMIDT LLP
445 Broad Hollow Road, Suite 225
Melville, New York 11747
Tel (631) 501-5700
Fax (631) 501-3526

PATENT OFFICE DATE STAMP WILL ACKNOWLEDGE RECEIPT OF:

1. Submission of Declaration/Power of Attorney
2. Executed Declaration/Power of Attorney
3. Check for \$130.00
4. Return postcard

All submitted under Certificate of Mailing 37 C.F.R §1.8(a)
dated February 22, 2002

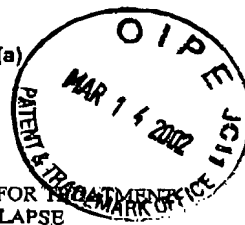
Applicants
Serial No.
Filed
For

Charles D. Ray
09/807,918
October 6, 2000

Docket No.

INTERBODY DEVICE AND METHOD FOR TREATMENT
OF OSTEOPOROTIC VERTEBRAL COLLAPSE
203-2368

JWS/mb



*** RX REPORT ***

RECEPTION OK

TX/RX NO	9429	
CONNECTION TEL		6315013526
SUBADDRESS		
CONNECTION ID		
ST. TIME	07/01 10:39	
USAGE T	02'28	
PGS.	11	
RESULT	OK	